STATUTORY INSTRUMENTS

1975 No. 1315

LAND CHARGES

The Land Charges Fees Order 1975

Made - - - - *6th August* 1975

Coming into Operation *1st October* 1975

The Lord Chancellor and the Treasury, in exercise of the powers conferred on them by section 16 of the Land Charges Act 1972(a) and sections 2 and 3 of the Public Offices Fees Act 1879(b), hereby make and concur in the following instrument:—

1.—(1) This instrument may be cited as the Land Charges Fees Order 1975 and shall come into operation on 1st October 1975.

(2) The Interpretation Act 1889(c) shall apply to the interpretation of this instrument as it applies to the interpretation of an Act of Parliament.

(3) In this instrument, unless the context otherwise requires—

"the Act" means the Land Charges Act 1972;

"credit account" means an account authorised by the registrar for the purpose of providing credit facilities for the payment of fees;

"fee" means a fee specified in Schedule 1;

"Schedule" means a schedule to this instrument.

2. The fees specified in Schedule 1 shall be payable under the Act.

3. Unless the registrar otherwise directs, every fee which accompanies an application shall, except as mentioned in paragraph 4, be prepaid by means of Land Registry adhesive stamps.

4. The fee for an inspection of an entry in the register or for the visual display of the result of an official search shall be prepaid by means of Land Registry adhesive stamps or in cash.

5.—(1) Any person or firm having a credit account may request the registrar, on any application (except an application mentioned in paragraph 4), to debit the requisite fee to that account.

(a) 1972 c. 61. (b) 1879 c. 58. (c) 1889 c. 63.

(2) When a person or firm having a credit account makes a written application which is not accompanied by any fee and does not contain a request for the fee to be debited to that account, the registrar may, if he thinks fit, nevertheless accept the application and debit the fee to that person's or that firm's account.

(3) If the registrar debits a fee to a credit account, this shall be treated as due payment of that fee.

(4) Credit accounts shall be authorised and maintained in accordance with the provisions set out in Schedule 2.

6. The Land Charges Fees Order 1974**(a)** is hereby revoked.

Dated 5th August 1975.

Elwyn-Jones, C.

Dated 6th August 1975.

M. Cocks,
Donald R. Coleman,
Two of the Lords Commissioners
of Her Majesty's Treasury.

(a) S.I. 1974/1287 (1974 II, p. 4928).

SCHEDULE 1

Fee		*Amount*
1. Registration, renewal, rectification or cancellation of an entry in any register	per name	50p
2. Certificate of cancellation	per name	50p
3. Entry of priority notice	per name	50p
4. Inspection of an entry in the register	per entry	50p
5. Office copy of an entry in the register (including any plan) whether the application is made in writing or by telephone or teleprinter	per copy	50p
6. Official search in the index (including issue of printed certificate of result)—		
written application	per name	50p
telephone application	per name	80p
teleprinter application	per name	70p
7. Official search in the index (including visual display of result of search and issue of printed certificate of such result)	per name	80p

SCHEDULE 2

Provision of credit accounts

1. The registrar may, as he thinks fit, authorise any person or firm to use a credit account for the purpose of the payment of fees but may withdraw or suspend any such authorisation at any time without giving any reason therefor.

2. The registrar may also at any time terminate or suspend all credit accounting facilities generally.

3. A statement of account shall be sent by the registrar to each account holder at the end of each calendar month or at such other period as the registrar shall direct either in any particular case or generally.

4. On receipt of the statement and if no question arises thereon the account holder shall pay by cheque any sum due on his account promptly, and in any event within ten days of its receipt.

5. Cheques shall be made payable to H.M. Land Registry and sent to the Accounts Section, Land Charges Department, Burrington Way, Plymouth, PL5 3LP or at such other address as the registrar shall direct.

6. A statement of account shall be in form K23 as follows:—

FORM K23

From— THE SUPERINTENDENT
LAND CHARGES DEPARTMENT
BURRINGTON WAY
PLYMOUTH PL5 3LP

STATEMENT OF ACCOUNT

MONTH	KEY NUMBER

The following credit account transactions were completed on your behalf in the month stated above.

Date	Land Charges Code/Ref.	Solicitor's reference	Fee £	Date	Land Charges Code/Ref.	Solicitor's reference	Fee £

For use of Solicitors

Date paid.....Cheque No.....

.....

Cheque made payable to H.M. Land Registry is enclosed in settlement of this account

Account for month of	
Applicant's key number	
TOTAL FEES DUE	

EXPLANATORY NOTE

(This Note is not part of the Order.)

This instrument, which supersedes the Land Charges Fees Order 1974, amends the fees payable in connection with the registration of land charges. A standard fee of 50p is prescribed for all items except official searches by teleprinter (70p), telephone (80p) and visual display (80p).

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